

CERTIFICATE UNDER 37 CFR 1.6(a)(4): I hereby certify that this correspondence is being deposited with the United States Patent and Trademark Office as an electronic patent filing via Patent Electronic Filing System (EFS) address to: Commissioner of Patents on January 17, 2008.



Michael C. Houck, Paralegal

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. : 10/804,738  
Applicant : Jan Johan Hendrik Smit  
Filed : March 18, 2004  
Title : Apparatus and Method for Manufacturing a Silicon Cover for a Breast Implant  
TC/A.U. : 1732  
Examiner : Matthew J. Daniels  
Confirm. No. : 8275

**DECLARATION OF PRIOR INVENTION IN A WTO MEMBER COUNTRY**

**UNDER 37 C.F.R. § 1.131**

Commissioner for Patents  
United States Patent and Trademark Office  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Jan Johan Hendrik Smit declares as follows:

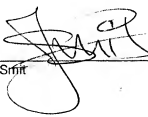
1. I am the sole inventor of the subject matter of the above-identified patent application and am a citizen of the Netherlands, a WTO country.
2. My invention was conceived prior to December 1, 1999, as evidenced by and attached hereto, a first Dutch language letter with translation, a second Dutch language letter with translation, and a fax, all from before December 1, 1999. All of the correspondences referenced above contained the method recited in the claims.
3. I diligently proceeded to reduce my invention to practice, as evidenced by the assembly drawings of the invention in the fax, a third Dutch language letter of April 25, 2000 discussing the invention, a fourth Dutch language letter of June 26, 2000 discussing the invention, and a fifth Dutch language letter of July 14, 2000 accompanied by a draft of the Dutch patent application.

4. During late 2000 and early 2001, a feasibility study was conducted, followed by filing of a Dutch patent application on September 24, 2001.

5. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the above-referenced application or any patent issuing thereon.

Date:

08 Jan 02

  
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Jan Johan Hendrik Smit